

TRANSMITTAL SHEET
(Notice of Appellate Action)

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| <input checked="" type="checkbox"/> Notice of Filing <input type="checkbox"/> Cross Appeal Interlocutory Appeal (s) <input type="checkbox"/> Additional NOA <input type="checkbox"/> Corrected Amended NOA <input type="checkbox"/> Transmittal of Record <input type="checkbox"/> Transmittal of Certificate <input type="checkbox"/> Supplement to ROA <input type="checkbox"/> Supplemental Certificate <input type="checkbox"/> Other _____ | UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND AT BALTIMORE Caption: Salvatore Spinnato v. J.P. Gallery, etal | District Court Case No. JFM02-cv-4213 4 CCA Case No. Consolidated with No. Case Manager: |
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Part I

Notice of appeal is enclosed to all parties (except to appellant in civil cases); NOA, docket entries, district court opinion and order, and magistrate judge's recommendation (if applicable) are enclosed to 4CCA.

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| 1. NOA filed: 01/10/07 | 4. Fees - no fee required (IFP) \$5 filing fee: paid <input checked="" type="checkbox"/> unpaid \$250 docketing fee: paid <input checked="" type="checkbox"/> unpaid Pauper status: <input type="checkbox"/> granted <input type="checkbox"/> denied <input type="checkbox"/> pending in District Court Does PLRA apply? <input type="checkbox"/> yes <input checked="" type="checkbox"/> no <input type="checkbox"/> 3 strikes? <input type="checkbox"/> yes <input checked="" type="checkbox"/> no (If PLRA applies, 4CCA sends forms and acts on application.) |
| 2. Amended NOA filed: | |
| 3. District Judge: J. Frederick Motz | 5. Materials Under Seal in District Court? yes <input checked="" type="checkbox"/> no Party Names Under Seal in District Court? <input type="checkbox"/> yes <input checked="" type="checkbox"/> no |
| 6. Official Court Reporter(s) | 7. Transcript <u>ON FILE</u> In-Court Hearing Held? <u>yes</u> <u>no</u> |
| <u>Coordinator(s):</u> <u>Nadine Mercer</u> | 8. <u>Criminal/Prisoner Cases</u> <input type="checkbox"/> recalcitrant witness <u>Defendant's Address:</u> <input type="checkbox"/> on death row <input type="checkbox"/> in custody <input type="checkbox"/> on bond <input type="checkbox"/> on probation |

Part II**TRANSMITTAL OF RECORD TO COURT OF APPEALS**

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| ORIGINAL RECORD <u>Pleadings:</u> <u>Vols.</u> <u>Transcript:</u> <u>Vols.</u> <u>Exhibits:</u> <u>Vols.</u> <u>Depositions:</u> <u>Vols.</u> <u>State Ct. Record:</u> <u>Vols.</u> <u>Sealed:</u> <u>Vols.</u> <u>No. of Boxes</u> _____ | SUPPLEMENT TO RECORD - SUPPLEMENT # <u>Pleadings:</u> <u>Vols.</u> <u>Transcript:</u> <u>Vols.</u> <u>Exhibits:</u> <u>Vols.</u> <u>Depositions:</u> <u>Vols.</u> <u>State Ct. Record:</u> <u>Vols.</u> <u>Sealed:</u> <u>Vols.</u> <u>No. of Boxes</u> _____ |
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Deputy Clerk: Nadine MercerPhone: (410) 962-3986Date: 01/12/07